

## Christopher, Anne

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**From:** Christopher, Anne  
**Sent:** Tuesday, July 15, 2014 3:54 PM  
**To:** Vergeront, Julie; Contreras, Peter; Bellovary, Chris  
**Subject:** Request for Attorney- Soldotna Y Chevron UST case  
**Attachments:** Request for Attorney- Soldotna Y Chevron UST.doc

Julie,

Attached is the Attorney Request form that I have filled out for a new UST case. I am working on the prefiling letter package now and will send it to whichever attorney is assigned. (FYI, Chris Bellovary was briefed on the violations at this facility after the inspection).

Thanks,

Anne

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**ENFORCEMENT CONFIDENTIAL:**

FROM: Anne Christopher, Ground Water Unit, UST Program  
THRU: Peter Contreras, Unit Manager  
TO: Julie Vergeront, Office of Regional Counsel  
SUBJECT: Prefiling Letter and Formal Enforcement - Request for Attorney  
DATE: 7/15/14

**Potential Action Against:** Soldotna Y Chevron; Mark Rozak (owner/operator)

**Type of Operation:** gas station

**Inspection date:** 6/16/14

**Permit Status:** NA

**Number/Type of alleged Violation(s):** Inspector's write-up  
2014 EPA Inspection:

- No release detection on 3 of 3 pipes (LTT & ALLD test)
- No release detection on 1 tank (used oil)
- 7 out of 12 months RD records on 4 tanks missing
- Failure to equip a pressurized line with an ALLD (he removed it himself approx. 1 year ago)
- Failure to follow permanent closure requirements of removing a pipe run to a removed dispenser island (not definite, we need to look into this violation)

**ADEC 2011 3 year:**

- No piping RD (LTT or ALLD test)
- No RD on used oil tank
- RD probation 9/2011 to 9/2012 for pipes and used oil
  - Nothing it appears for tanks

**2008 EPA Inspection**

- No Piping RD (LTT or ALLD test)
- No monthly RD records for 1 tank
- Facility was in process of being sold to new owner

**Receiving Water Impacted:** Facility is located in multiple ground water protection areas, see map below.

**Evidence:** Inspection reports from 2014, 2011, and 2008

**Issues/Limiting Factors:** N/A

**Recommended Action/Penalty:** Prefiling letter followed by an enforcement action with penalties. Penalty has not yet been calculated, but the penalty justification memo will be included in the

prefiling letter concurrence package.

**State Position/Involvement:** Unknown at this time. An ADEC inspector was present during the inspections.

**Time Frame for Action:** 30 days

